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12 UNITED STATES DISTRICT COURT
13 DISTRICT OF NEVADA

14 Cary Williams,

15 Petitioner,

16 v.

17 William Gittere, *et al.*,

18 Respondents.

Case No. 2:98-cv-00056-APG-VCF

**Stipulation and Proposed Order
Regarding Transport of Cary
Williams**

DEATH PENALTY CASE

1 In late April of this year, this Court issued an order to transport Mr.
2 Williams from Ely State Prison to High Desert State Prison in anticipation of an
3 evidentiary hearing in May. ECF No. 314. The parties file this stipulation and draft
4 order to transport Mr. Williams back to Ely State Prison.

5 IT IS HEREBY STIPULATE AND AGREED that:

6 1. Pursuant to agreement between the parties and as requested by the
7 parties, this Court issued an order to transport Cary Williams to High Desert State
8 Prison for an evidentiary hearing that took place on May 18, 19, and 20 of this year.
9 *See* ECF No. 314; *see also* ECF Nos. 319–20. That hearing is now complete, and Mr.
10 Williams’s presence in High Desert State Prison is no longer necessary for the
11 purposes of the hearing.

12 2. When the hearing concluded, the parties were informed an order of the
13 Court would not be necessary to transport Mr. Williams back to Ely State Prison.

14 3. To date, Mr. Williams has still not been transported back to Ely State
15 Prison. The parties have now received information suggesting that a written Court
16 order is, in fact, necessary for Mr. Williams to be transported back to Ely State
17 Prison.

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1 4. After conferring, the parties agreed to file this stipulation and draft
2 order, ordering the Nevada Department of Corrections to transport Mr. Williams
3 back to Ely State Prison forthwith.

4 Dated this 1st day of July, 2022.

5 Rene L. Valladares
6 Federal Public Defender

 Aaron Ford
 Attorney General of Nevada

7 /s/ Randolph M. Fiedler
8 Randolph M. Fiedler
9 Assistant Federal Public Defender

/s/ Charles L. Finlayson
 Charles L. Finlayson
 Senior Deputy Attorney General

10 /s/ Heather Fraley
11 Heather Fraley
12 Assistant Federal Public Defender

13 /s/ Lisa Brunner
14 Lisa Brunner
15 Assistant Federal Public Defender

ORDER

The parties have submitted a stipulation requesting this Court to order the Nevada Department of Corrections to transport Petitioner Cary Williams to Ely State Prison. Based on this stipulation and for good cause shown:

IT IS ORDERED that the Nevada Department of Corrections shall transport Cary Williams, NDOC #17919, to Ely State Prison as soon as practical.

Dated this 1st day of July, 2022.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE